




Accordingly the court denies the motion to stay as moot. To the extent the motion seeks appointment of counsel, the court denies the motion for the same reasons it denied Graham's previous motion for appointment of counsel. See, e.g., Whisenant v. Yuam, 739 F.2d 160, 163 (4th Cir. 1984), abrogated in part on other grounds by Mallard v. U.S. Dist. Ct., 490 U.S. 296 (1989); see Cook v. Bounds, 518 F.2d 779, 780 (4th Cir. 1975).

As for the failure to serve defendant Goodwin, the court directs the North Carolina Attorney General to provide the court with defendant Goodwin's full name and last known address on or before June 6, 2011, or to inform the court that no such address is available. The North Carolina Attorney General shall provide the information under seal, and the court will disclose the information only to anyone engaged in providing service of process.

Finally, on March 31, 2011, Graham was transferred from Central Prison to Alexander Correctional Institution ("ACI"). See N.C. Dep't of Corr., Offender Public Information, <http://webapps6.doc.state.nc.us/opi/viewoffender.do?method=view&offenderID=0152010> (last visited May 16, 2011). Graham has failed to provide the court with his current address, as required by Local Civil Rule 83.3, EDNC. The court cautions Graham to comply with the local rules of this court.

In sum, the court DENIES AS MOOT Graham's motion to stay [D.E. 12]. The Clerk of Court is DIRECTED to serve a copy of this order on the North Carolina Attorney General and on Graham at ACI, and to maintain management of this action.

SO ORDERED. This 16 day of May 2011.

  
JAMES C. DEVER III  
United States District Judge